

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

JOHN MICHAEL VAN BUITEN and IRON § Case No.: 4:13-cv-01585
WORKERS MID-SOUTH PENSION FUND, §
Individually and on Behalf of All Others §
Similarly Situated, §
§ CLASS ACTION

Plaintiffs,

V.

DELL INC., MICHAEL S. DELL, ALEX J. MANDL, DONALD J. CARTY, KLAUS S. LUFT, WILLIAM H. GRAY, III, JAMES W. BREYER, SHANTANU NARAYEN, H. ROSS PEROT, JR., GERARD J. KLEISTERLEE, JANET F. CLARK, LAURA CONIGLIARO, KENNETH M. DUBERSTEIN, SILVER LAKE PARTNERS, L.P., DENALI HOLDING INC., DENALI INTERMEDIATE INC., and DENALI ACQUIROR INC.,

Defendants.

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE PURSUANT TO
RULE 41(a)(1)(A)(i) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS, plaintiffs John Michael Van Buiten and Iron Workers Mid-South Pension Fund ("Plaintiffs"), on behalf of themselves and all others similarly situated, filed the Complaint for Breach of Fiduciary Duties and Violation of Federal Securities Laws on May 30, 2013 (the "Complaint") and Amended Complaint for Breach of Fiduciary Duties and Violation of Federal Securities Laws on December 6, 2013 (the "Amended Complaint") in the above-captioned action challenging the take-private buyout of Dell Inc. ("Dell" or the "Company") by Michael S. Dell, Silver Lake Partners, L.P., Denali Holding Inc., Denali Intermediate Inc., and Denali Acquiror Inc. (the "Action") (Dkt. No. 1 and 38);

WHEREAS, none of the defendants in this Action has answered the Complaint or the Amended Complaint, or filed a motion for summary judgment;

WHEREAS, Plaintiffs have determined that it is not in the best interests of Plaintiffs and the other Dell shareholders to further pursue this Action and have determined to dismiss this case; and

WHEREAS, the dismissal of the Action will not prejudice the interests of the other Company shareholders as no class of Dell shareholders has been certified or sought certification.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiffs voluntarily dismiss the Action.

Dated: April 3, 2014

ROBBINS ARROYO LLP

s/ Stephen J. Oddo
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Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2014, a true and correct copy of the above and foregoing was electronically filed with the court and was served to all counsel of record by electronic service and/or e-mail.

s/ Stephen J. Oddo
STEPHEN J. ODDO